

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

Case No. 20-cr-20599

Hon. Matthew F. Leitman

JOHN ANGELO, *et al.*,

Defendants.

/

**ORDER CONCERNING ADMISSIBILITY OF THIRD SET OF
GOVERNMENT'S PROPOSED EXHIBITS**

On June 12, 2023, the Court held an in-person hearing to hear argument on the admissibility of the third set of trial exhibits proposed by the Government, which are identified below. The Court ruled on the admissibility of the Government's exhibits as documented in the chart below, and for the reasons explained on the record.

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
11066	7/2/14 email JohnCapella ScottJawetz BrentSitto GlennFranklin re UNAPPROVED REPORT for L.D. and intake sheet delivered upon request	<p>-Authentication -FRE 901(a), 901(b)(1), (b)(4) [Testimony John Capella or others]</p> <p>-Relevance – FRE 401, 402 [Testimony of John Capella or others]</p>	<p><i>-(BS) FRE Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802.</i></p> <p><i>Need link by link chain that the L...D... report was sent from Karen Miller down to Capella.</i></p> <p><i>Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i></p>	<p>Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes link to reports obtained by Miller and Almeranti</p> <p>Government must identify hearsay exception if it seeks to introduce for truth of the matter asserted</p>

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11067	7/2/14 email JohnCapella ScottJawetz BrentSitto GlennFranklin re UNAPPROVED REPORT for S.E. and intake sheet delivered upon request	-Authentication -FRE 901(a), 901(b)(1), (b)(4) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Need link by link chain that the S. E. report was sent from Karen Miller down to Capella. Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.	Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes link to reports obtained by Miller and Almeranti Government must identify hearsay exception if it seeks to introduce for truth of the matter asserted

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11068	7/2/14 email JohnCapella ScottJawetz BrentSitto GlennFranklin re UNAPPROVED REPORT for I.M. and intake sheet delivered upon request	-Authentication -FRE 901(a), 901(b)(1), (b)(4) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Need link by link chain that the I.M. report was sent from Karen Miller down to Capella. Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i>	Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes link to reports obtained by Miller and Almeranti Government must identify hearsay exception if it seeks to introduce for truth of the

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				matter asserted
11069	7/2/14 email from JohnCapella to others re distribution of DJA reports for solicitation	<p>-Authentication -FRE 901(a), 901(b)(1), (b)(4) [Testimony John Capella or others]</p> <p>-Relevance – FRE 401, 402 [Testimony of John Capella or others]</p>	<p><i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Need link by link chain that these reports were sent from Karen Miller down to Capella. Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i></p>	<p>Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes link to reports obtained by Miller and Almeranti</p> <p>Government must identify hearsay exception if it seeks to introduce for truth of the</p>

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				matter asserted
11070	7/2/14 email from JohnCapella to ScottJawetz DavidKatz MariaDuPuis SilvioCozetto JohnAngelo GlennFranklin BrentSitto and OTHERS re warning never submit UNAPPROVED reports reading unapproved	-Authentication -FRE 901(a), 901(b)(1), (b)(4) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Capella is giving a legal opinion to which he lacks foundation as a layperson. FRE 701, 702. Capella uses the phrases “Unauthorized” and “Not Authorized” when apparently discussing a watermark even though no crash report ever has such a watermark. This is unfairly prejudicial, misleads the jury, and confuses the issues. FRE 403. Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i>	Admissible if the Government demonstrates authenticity through Google Certification Government must identify hearsay exception if it seeks to introduce for truth of the matter asserted

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11070A	9/11/14 email JohnCapella ScottJawetz re BHC Assistant cheat sheet	-Authentication -FRE 901(a), 901(b)(1), (b)(4) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.	Admissible if the Government demonstrates authenticity through Google Certification Government must identify hearsay exception if it seeks to introduce for truth of the matter asserted
11071	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11072	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11073	10/28/14 email JohnCapella BrentSitto GlennFranklin JohnAngelo re Mathew Schwartz calling on	-Authentication -FRE 901(a), 901(b)(1), (b)(4) [Testimony John Capella or others]	No objection	

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	UNAPPROVED REPORTS	-Relevance – FRE 401, 402 [Testimony of John Capella or others]		
11074	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11075	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11076	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11077	10/17/14 email JohnAngelo ScottJawetz BrentSitto GlennFranklin re JohnAngelo DJA Lead Volume and Quality	-Authentication -FRE 901(a), 901(b)(1), (b)(4) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i>	Admissible if the Government demonstrates authenticity through Google Certification Government must identify hearsay exception if it seeks to introduce for truth of the

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11077A	11/27/14 email KarenMiller JasonRosett re UNAPPROVED REPORTS	-Authentication -FRE 901(a), 901(b)(1), (b)(4) [Testimony Karen Miller or others] -Relevance – FRE 401, 402 [Testimony Karen Miller or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i>	Admissible if the Government demonstrates authenticity through Google Certification Government must identify hearsay exception if it seeks to introduce for truth of the matter asserted
11077B	11/28/14 email JohnCapella ScottJawetz re DJA leads UNAPPROVED REPORTS	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Need link by link chain that these reports were sent from Karen Miller down to Capella.</i>	Admissible if the Government (1) demonstrates authenticity through

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		-Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i>	Google Certification and (2) establishes link to reports obtained by Miller and Almeranti Government must identify hearsay exception if it seeks to introduce for truth of the matter asserted
11077C	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11078	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11079	[currently withdrawn from consideration]	[currently withdrawn from consideration]		

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11080	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11081	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11082	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11083	11/3/14 email JohnCapella BrentSitto GlennFranklin discussing communication with JohnAngelo AnthonySerneo TracyVarjabedian and UNNAPPROVED REPORT source	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	(BS) “Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802.” (BS) “Certain content also unfairly prejudicial, e.g. violations of the federal telemarketing laws creating federal venue. FRE 403. Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.”	Admissible subject to redactions discussed on the record (references to telemarketing laws) Admissible if the Government demonstrates authenticity through Google Certification Government must identify hearsay

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				exception if it seeks to introduce for truth of the matter asserted
11084	3/9/15 email JohnCapella GlennFranklin re procedure to secure reports legally through an Insurance Company account with AuthorizeTransaction	-Authentication -FRE 901(a), 901(b)(1), (b)(4) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>No objection</i>	
11085	3/10/15 email JohnCapella BrentSitto UNAPPROVED REPORT	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Certain content also unfairly prejudicial, e.g. violations of the federal telemarketing laws creating federal venue. FRE 403. Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on</i>	Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes

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			<p><i>approximately 2-7-2015. FRE 401, 403.</i></p> <p>Need link by link chain that these reports were sent from Karen Miller down to Capella.”</p>	<p>link to reports obtained by Miller and Almeranti</p> <p>Government must identify hearsay exception if it seeks to introduce for truth of the matter asserted</p>
11085A	3/10/15 email KarenMiller JaysonRosett re Rpts	<p>-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony Karen Miller or others]</p> <p>-Relevance – FRE 401, 402 [Testimony of Karen Miller or others]</p>	<p><i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802.</i></p> <p><i>Need link by link chain that these reports were sent from Karen Miller down to Capella.</i></p>	<p>Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes link to</p>

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				<p>reports obtained by Miller and Almeranti</p> <p>Government must identify hearsay exception if it seeks to introduce for truth of the matter asserted</p>
11086	4/3/15 email JohnCapella re BrentSitto GlennFranklin	<p>-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others]</p> <p>-Relevance – FRE 401, 402 [Testimony of John Capella or others]</p>	<p><i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Irrelevant and confusing as it concerns a Grand Rapids medical provider (Grand Rapids Medical Center) and different paid for crash reports, nothing to do with Karen Miller accessed reports. FRE 401, 403.</i></p>	Withdrawn
11087	4/3/15 email JohnCapella	-Authentication -FRE 901(a), 901(b)(1), (b)(4),	<i>-(BS) Need certification from Google. FRE 803(6), 902(11).</i>	Withdrawn

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	ScottJawetz BrentSitto GlennFranklin re loss of victim	902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>Content of email is hearsay FRE 801(c), 802. Irrelevant and confusing as it concerns a Grand Rapids medical provider (Grand Rapids Medical Center) and different paid for crash reports, nothing to do with Karen Miller accessed reports. FRE 401, 403.</i>	
11088	5/11/15 email JohnCapella to ScottJawetz re request for specific UNAPPROVED REPORTS	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Need link by link chain that the reports for these people were sent from Karen Miller down to Capella. Capella uses the phrase “Unauthorized Copy” when apparently discussing a watermark and “Approved” even though no crash report ever has such notations. This is unfairly prejudicial, misleads the jury, and confuses the issues. FRE 403.</i>	Withdrawn
11088A	5/5/15 email JohnCapella to ScottJawetz re request	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13)	<i>-(BS) This email is already contained in Exhibit 11088.</i>	Admissible if the Government

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	for copies of specific UNAPPROVED REPORTS based Repot Nos.	[Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Need link by link chain that the reports for these people were sent from Karen Miller down to Capella. Capella uses the words “Unauthorized Copy” when apparently discussing the watermark even though no crash report ever has such a notation. This is unfairly prejudicial, misleads the jury, and confuses the issues. FRE 403.</i>	(1) demonstrates authenticity through Google Certification and (2) establishes link to reports obtained by Miller and Almeranti
11088B	1/9/14 , 1/11/14 email JohnCapella ScottZack DavidKatz re agenda for 1/14/14 meeting in Florida with Mann and Blue HorseShoe	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	-(JA) FRE 401, 801 hearsay	Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes link to

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
				reports obtained by Miller and Almeranti Inadmissible for the truth of the matter asserted
11088C	5/15/13 email JohnCapella MariaDuPuis DaleKatz CoryMann ScottZack, Scott Jawetz re intake sheet , police report procedures	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	-(CM) FRE 401, 402 relevancy, 403 probative/prejudicial	Withdrawn
11088D	6/19/14 email JohnCapella ScottJawetz re dissemination of DJA UNAPPROVED REPORTS	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	(BS) “Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Need link by link chain that the reports (not attached to the exhibit) were sent from Karen Miller down to Capella.	Admissible if the Government (1) demonstrates authenticity through Google

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			Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.”	Certification and (2) establishes link to reports obtained by Miller and Almeranti
11088E	8/28/14 email JohnCapella ScottZack MariaDupuis ScottJawetz DaleKatz BrentSitto MikeYonover re 5 Zack Request Reports attached hereto	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Need link by link chain that the reports were sent from Karen Miller down to Capella. Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.	Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes link to reports obtained by Miller and Almeranti
11088F	8/28/15 email JohnCapella ScottZack	-Authentication -FRE 901(a), 901(b)(1), (b)(4),	-(BS) Need certification from Google. FRE 803(6), 902(11).	Admissible if the

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	MariaDupuis ScottJawetz DaleKatz BrentSitto MikeYonover re 5 Zack Request Reports attached hereto	902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>Content of email is hearsay FRE 801(c), 802. Need link by link chain that the L.K. report was sent from Karen Miller down to Capella.</i>	Government (1) demonstrates authenticity through Google Certification and (2) establishes link to reports obtained by Miller and Almeranti
11088G	10/14/15 email JohnCapella MariaDuPuis DaleKatz DavidKatz re intake sheet and direction of victim injured	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Need link by link chain that the Y.T. report was sent from Karen Miller down to Capella.</i>	Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes link to reports

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				obtained by Miller and Almeranti
11088H	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11088HA	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11088I	5/11/13 email JohnCapella DaleKatz CoryMann MariaDuPuis ScottZack re intake and UNAPPROVED REPORTS	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Outside the timeframe of the alleged conspiracy. Does not appear to concern a report from Karen Miller. Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i> <i>(CM) FRE 401, 402, 403</i>	Withdrawn
11088J	2/26/15 email JohnCapella ScottZack DavidKatz re Check Bounced	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>No objection</i>	

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11088K	2/19/15 email JohnCapella ScottZack DavidKatz BrentSitto MariaDuPuis re client intake	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Need link by link chain that the A.B. report was sent from Karen Miller down to Capella.</i>	Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes link to reports obtained by Miller and Almeranti
11088L	1/9/15 email JohnCapella GlennFranklin BrentSitto ScottJawetz re Houston we have a problem	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Irrelevant as it concerns a Grand Rapids medical provider (Grand Rapids Medical Center) and different paid for crash reports, nothing to do with Karen Miller accessed reports. FRE 401, 403.</i>	Withdrawn

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			<i>Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i> <i>(CM) 401, 402, 403</i>	
11088M	10/21/14 email JohnCapella DavidKatz ScottZack CoryMann re MRI destination list for victims	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i> <i>(CM) FRE 401, 402, 403</i>	Withdrawn
11088N	4/22/14 email DavidKatz ScottZack JohnCapella ScottJawetz re H.S. and B.H.C. Contract 4-22-14 Pages (1) through Seven (7)	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>No objection</i>	
11088O	4/14/14 email JohnCapella DavidKatz ScottZack BrentSitto GlennFranklin re	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13)	<i>-(BS) Content of email is hearsay FRE 801(c), 802; Need certification from Google. FRE 803(6), 902(11). Outside the timeframe of the alleged</i>	Withdrawn

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	GRMC Update re Tallerie	[Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>conspiracy. Irrelevant as it concerns a Grand Rapids medical provider (Grand Rapids Medical Center - GRMC) and different paid for crash reports, nothing to do with Karen Miller accessed reports. FRE 401, 403.</i> <i>Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i>	
11088P	1/17/14 email JohnCapella DavidKatz ScottZack re A Tail of 5 Cities	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	-(BS) Need certification from Google. FRE 803(6), 902(11). <i>Content of email is hearsay FRE 801(c), 802.</i> <i>Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i>	Admissible if the Government demonstrates authenticity through Google Certification Government must identify hearsay objection if it seeks to

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11088Q	6/11/13 email JohnCapella ScottZack CoryMann DavidKatz re obtaining police reports in KY	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Outside the timeframe of the alleged conspiracy, irrelevant and unfairly prejudicial. FRE 401, 403. (CM) 401, 402, 403</i>	Withdrawn
11088R	9/24/15 email JohnCapella ScottJawetz re Katz and JohnAngelo CoryMann business operations	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Unfairly prejudicial. FRE403.</i>	Admissible if the Government demonstrates authenticity through Google Certification Government must identify hearsay objection if it seeks to introduce for

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
				the truth of the matter asserted
11088S	1/9/14 email JohnCapella CoryMann MariaDuPuis re HSMM Patient Intake documents	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	-(CM) FRE 401, 402, 403	Inadmissible unless Defendants open the door at trial
11088T	1/9/14 email JohnCapella CoryMann MariaDuPuis ScottJawetz re HSMM Patient Intake documents	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	-(CM) FRE 401, 402, 403	Inadmissible unless Defendants open the door at trial
11089	11/29/16 email JohnAngelo CoryMann ChristinaPauls re patients sent to Gravity	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	-(CM) FRE 601, 602	Inadmissible unless Defendants open the door at trial

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11090	4/18/13 email JoshuaKatke CoryMann Scott Zack DavidKatz MarkRadom DerekBittner re pending changes to MI laws re no fault insurance	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Outside the timeframe of the alleged conspiracy; irrelevant. FRE 401. -(CM) 401, 402, 403	Inadmissible unless Defendants open the door at trial
11091	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11092	4/21/15 email CoryMann JohnCapella JohnAngelo re no fault insurance laws	-Authentication - FRE 613 -Relevance – FRE 401, 402 [Testimony of Defense Witness]	-(BS) Irrelevant. FRE 401 -(CM, JA) FRE 401, 402, 403	Inadmissible unless Defendants open the door at trial
11093A	07/29/14 email JohnCapella ScottJawetz Cozzetto Varjabedian Korson JohnAngelo re patient referral	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) , 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	No objection	

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11093B	07/29/14 email JohnCapella ScottJawetz Varjabedian Korson JohnAngelo re patient referral H.D. with intake sheet	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) , 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>No objection</i>	
11093C	07/30/14 email JohnCapella ScottJawetz Varjabedian Korson JohnAngelo re patient referral J.M. with intake sheet	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>No objection</i>	
11093D	07/31/14 email JohnCapella ScottJawetz Varjabedian Korson JohnAngelo re patient referral E.P. with intake sheet	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>No objection</i>	
11093E	09/22/14 email JohnCapella	-Authentication -FRE 901(a), 901(b)(1), (b)(4),	<i>-(BS) Attachment completely illegible.</i>	Withdrawn

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	ScottJawetz Varjabedian Korson JohnAngelo Sitto Murfarreh re WCC master list	902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Need link by link chain that the patients that may or may not be in the illegible attachment were obtained by Capella via Karen Miller accessed reports. Jurisdictional issue because before alleged conspiracy to commit wire fraud went interstate on approximately 2-7-2015. FRE 401,403.</i>	
11093F	2/9/16 email Capella Quartz Korson Katz re Y.H. Intake	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>No objection</i>	
11093G	1/21/16 email Capella Quartz Katz re client issues	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others]	<i>No objection</i>	

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		-Relevance – FRE 401, 402 [Testimony of John Capella or others]		
11093H	12/16/15 email Capella Katz re Quartz signup	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>No objection</i>	
11093I	1/6/15 email Capella JohnAngelo Jawetz Varjabedian re intake sheet UNAPPROVED REPORT	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>No objection</i>	
11093J	11/10/14 email Capella JohnAngelo Jawetz Varjabedian re intake sheet UNAPPROVED REPORT	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>No objection</i>	

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11093K	8/8/14 email Capella JohnAngelo Korson Jawetz Varjabedian re intake sheet UNAPPROVED REPORT	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>No objection</i>	
11093L	9/9/15 email KarenMiller to JasonRosett RobertRosett re UNAPPROVED REPORTS	-Authentication -FRE 901(a), 901(b)(1), (b)(4) [Testimony KarenMiller or others] -Relevance – FRE 401, 402 [Testimony of KarenMiller or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11).</i>	Admissible if the Government demonstrates authenticity through Google Certification
11093M	9/9/15 email JasonRosett RobertRosett to DeWeese/JohnAngelo/JohnCapella re UNAPPROVED REPORTS	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony JasonRosett or others] -Relevance – FRE 401, 402 [Testimony of JasonRosett or others]	<i>No objection</i>	
11093N	9/9/15 email JohnCapella to	-Authentication -FRE 901(a), 901(b)(1), (b)(4),	<i>-(BS) Need certification from Google. FRE 803(6), 902(11).</i>	Admissible if the

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	KennyMoz re UNAPPROVED REPORT	902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>Content of email is hearsay FRE 801(c), 802. Need link by link chain that these reports were sent from Karen Miller down to Capella.</i>	Government (1) demonstrates authenticity through Google Certification and (2) establishes link to reports obtained by Miller and Almeranti Government must identify hearsay exception if it seeks to introduce for truth of matter asserted

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11093O	9/9/15 email JohnCapella to SusanBlancato re UNAPPROVED REPORTS	<p>-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others]</p> <p>-Relevance – FRE 401, 402 [Testimony of John Capella or others]</p>	<p><i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Need link by link chain that these reports were sent from Karen Miller down to Capella.</i></p>	<p>Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes link to reports obtained by Miller and Almeranti</p> <p>Government must identify hearsay exception if it seeks to introduce for truth of matter asserted</p>

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
11093P	2/19/15 email JohnCapella Robert Rosett Maintenance work with Bittner	<p>-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others]</p> <p>-Relevance – FRE 401, 402 [Testimony of John Capella or others]</p>	<p>-(BS) Need certification from Google/Yahoo. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802.</p>	<p>Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes link to reports obtained by Miller and Almeranti</p> <p>Government must identify hearsay exception if it seeks to introduce for truth of matter asserted</p>

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
11093Q	5/15/15 email JohnCapella Rick LNU Scott Jawetz re email address candidates	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>-(BS) Need certification from Google. FRE 803(6), 902(11). Content of email is hearsay FRE 801(c), 802. Irrelevant; unfairly prejudicial. FRE 401, 403.</i>	Withdrawn
11094A	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11094B	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
11094C	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
12001	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
12002	BOA acct ending 8663 Carol Almeranti Robert Rosett , Signature Card , Bank Statements 11/9/12 to 6/19/18	-Authentication - FRE 803(6), 902(11) [Certification]-FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony Jayson Rosett or others]	<i>No objection</i>	

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
		-Relevance – FRE 401, 402 [Testimony of Jayson Rosett or others]		
12003	10/7/16 email yy1745mp@gmail.com (Robert Rosett/Jayson Rosett) to operation1963@gmail.com (John Angelo) with UNAPPROVED REPORTS	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony Jayson Rosett or others] -Relevance – FRE 401, 402 [Testimony of Jayson Rosett or others]	- (BS) Need certification from Google. FRE 803(6), 902(11). Need link by link chain that these reports were sent from Karen Miller down to yy1745mp@gmail.com.	Admissible if the Government (1) demonstrates authenticity through Google Certification and (2) establishes link to reports obtained by Miller and Almeranti Government must identify hearsay exception if it seeks to introduce for truth of

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
				matter asserted
12004	11/10/14 email airosetti@gmail.com (Robert Rosett/Jayson Rosett) to bobrosett@yahoo.com (Robert Rosett/Jayson Rosett) w almerantic021@gmail.com (CarolAlmeranti) with UNAPPROVED REPORTS	-Authentication -FRE 901(a), 901(b)(1), (b)(4), 902(11), and 902(13) [Testimony Jayson Rosett or others] -Relevance – FRE 401, 402 [Testimony of Jayson Rosett or others]	<i>No objection</i>	
13001	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13002	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13003	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13004	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13005	[currently withdrawn from consideration]	[currently withdrawn from consideration]		

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
<i>13006</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13007</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13008</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13009</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13010</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13010A</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13010B</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13011</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13012</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13013</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13014</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13015</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13016</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
<i>13017</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13018</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13019</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13020</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13021</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13022</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13023</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13024</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13025</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13026</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13027</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13028</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
<i>13029</i>	[currently withdrawn from consideration]	[currently withdrawn from consideration]		

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
13030	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13031	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13032	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13033	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13034	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13035	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13035A	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13036	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13037	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13038	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13039	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
13040	<i>Transcript Richard Lemongello 11/2/22</i>	-Authentication - FRE 801(d)(1)(A)-(B), FRE 801(a)(4), 901(b)(1), (b)(4), (b)(7)	<i>-(BS) Irrelevant and waste of time as this appears to concern the July trial. FRE 401; 403.</i>	Withdrawn at this time

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
		-Relevance – FRE 401, 402 [Testimony of Richard Lemongello or others]		
13041	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
30001	[currently withdrawn from consideration]	[currently withdrawn from consideration]	<i>Need transcript</i>	
30002	[currently withdrawn from consideration]	[currently withdrawn from consideration]	<i>Need transcript</i>	
30003	call 9/12/16 @ 10:32:14 from 908-358-9311/JohnAngelo to 734-444-5148/ThomasQuartz	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	(CM) FRE 601, 602 (TQ) FRE 401, 402, 403	Excluded
30003A	call 9/12/16 @ 10:32:14 from 908-358-9311/JohnAngelo to 734-444-5148/ThomasQuartz	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	(CM) FRE 601, 602 (TQ) FRE 401, 402, 403	Excluded

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
30004	call 9/15/16 @ 12:34:58 from 734-444-5148/ThomasQuartz to 908-358-9311/JohnAngelo	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	(CM) FRE 601, 602 (TQ) FRE 401, 402, 403	Excluded for lack of foundation at this time
30004A	call 9/15/16 @ 12:34:58 from 734-444-5148/ThomasQuartz to 908-358-9311/JohnAngelo AUDIO	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	(CM) FRE 601, 602 (TQ) FRE 401, 402, 403	Excluded for lack of foundation at this time
30005	call 9/15/16 @ 12:54:14 from 908-358-9311/JohnAngelo to 734-444-5148/ThomasQuartz	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	(CM) FRE 601, 602 (JA) FRE 401, 403 (TQ) FRE 401, 402, 403	Excluded unless and until proper foundation is laid. Exhibit must be redacted in manner explained on the record

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
30005A	call 9/15/16 @ 12:54:14 from 908-358-9311/JohnAngelo to 734-444-5148/ThomasQuartz AUDIO	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	(CM) FRE 601, 602 (JA) FRE 401, 403 (TQ) FRE 401, 402, 403	Excluded unless and until proper foundation is laid Exhibit must be redacted in manner explained on the record
30006	call 1/16/17 @ 10:52:57 from 734-444-5148/ThomasQuartz to 908-358-9311/JohnAngelo	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	(CM) FRE 601, 602 (TQ) FRE 401, 402, 403	Excluded unless and until proper foundation is laid
30006A	call 1/16/17 @ 10:52:57 from 734-444-5148/ThomasQuartz to 908-358-9311/JohnAngelo AUDIO	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	(CM) FRE 601, 602 (TQ) FRE 401, 402, 403	Excluded unless and until proper foundation is laid

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
30006A1	call 2/13/17 @ 17:55:11 from 908-358-9311/JohnAngelo to 734-444-5148/ThomasQuartz	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	(CM) FRE 601, 602 (TQ) FRE 401, 402, 403	Excluded unless and until proper foundation is laid
30006A1A	call 2/13/17 @ 17:55:11 from 908-358-9311/JohnAngelo to 734-444-5148/ThomasQuartz - AUDIO	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	(CM) FRE 601, 602 (TQ) FRE 401, 402, 403	Excluded unless and until proper foundation is laid
30006A2	call 1/6/17 @ 13:47:39 from 734-444-5148/ThomasQuartz to 908-358-9311/JohnAngelo	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	(CM) FRE 601, 602 (TQ) FRE 401, 402, 403	Excluded unless and until proper foundation is laid
3006A2A	call 1/6/17 @ 13:47:39 from 734-444-5148/ThomasQuartz to	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony	(CM) FRE 601, 602 (TQ) FRE 401, 402, 403	Excluded unless and until proper

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	908-358-9311/JohnAngelo_Audio	of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]		foundation is laid
30006B	Line Sheet Excerpts re (908) 358-9311 on 1/16/17, 1/23/17, 1/31/17	-Authentication -FRE 901(a), 901(b)(1), (b)(4) [Testimony of Special Agent Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(BS) Needs redactions which we will propose and send to Govt. (CM) FRE 601, 602</i>	Excluded unless and until proper foundation is laid Parties to meet and confer regarding proposed redactions
30006B1	call 1/16/17 @ 10:38:22 from 908-358-9311/JohnAngelo to 734-444-5148/ThomasQuartz - Audio	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602 (TQ) FRE 401, 402, 403</i>	Excluded unless and until proper foundation is laid
30006B1A	call 1/16/17 @ 10:38:22 from 908-358-	-Authentication -FRE 901(a), 901(b)(1), (b)(4),	<i>(CM) FRE 601, 602 (TQ) FRE 401, 402, 403</i>	Excluded unless and

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
	9311/JohnAngelo to 734-444-5148/ThomasQuartz	(b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]		until proper foundation is laid
30006B2	call 1/16/17 @ 10:52:27 from 734-444-5148/ThomasQuartz tp 908-358-9311/JohnAngelo - Audio	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i> <i>(TQ) FRE 401, 402, 403</i>	Excluded unless and until proper foundation is laid
30006B2A	call 1/16/17 @ 10:52:27 from 734-444-5148/ThomasQuartz tp 908-358-9311/JohnAngelo	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i> <i>(TQ) FRE 401, 402, 403</i>	Excluded unless and until proper foundation is laid
30006B3	call 1/23/17 @ 09:30:15 from 908-358-9311/JohnAngelo to (248) 298-8999 Gravity	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others]	<i>(CM) FRE 601, 602</i>	Excluded unless and until proper foundation is laid

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
	Imaging ChristinaPaul -Audio	-Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]		
30006B3A	call 1/23/17 @ 09:30:15 from 908-358-9311/JohnAngelo to (248) 298-8999 Gravity Imaging ChristinaPaul	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i>	Excluded unless and until proper foundation is laid
30006B4	call 1/23/17 @ 09:36:02 from 248-910-4455/Cory Mann Angelo to 908-358-9311/JohnAngelo - audio	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i>	Excluded unless and until proper foundation is laid
30006B4A	call 1/23/17 @ 09:36:02 from 248-910-4455/Cory Mann Angelo to 908-358-9311/JohnAngelo	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i>	Excluded unless and until proper foundation is laid

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
30006B5	call 1/23/17 @ 10:07:36 from 908-358-9311/JohnAngelo to 908-358-9311/JohnAngelo - audio	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i>	Excluded unless and until proper foundation is laid
30006B5A	call 1/23/17 @ 10:07:36 from 908-358-9311/JohnAngelo to 908-358-9311/JohnAngelo	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i>	Excluded unless and until proper foundation is laid
30006B6	call 1/23/17 @ 10:14:29 from 908-358-9311/JohnAngelo to 973-941-8955/RosinaAngelo - audio	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i> <i>(JA) FRE 401 relevance</i>	Excluded unless and until proper foundation is laid
30006B6A	call 1/23/17 @ 10:14:29 from 908-358-9311/JohnAngelo to	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony	<i>(CM) FRE 601, 602</i> <i>(JA) FRE 401 relevance</i>	Excluded unless and until proper

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
	973-941-8955/RosinaAngelo - audio	of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]		foundation is laid
30006B7	call 1/23/17 @ 10:17:38 from 973-941-8955/Rosina Angelo to 908-358-9311/JohnAngelo - audio	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i> <i>(JA) FRE 401 relevance</i>	Excluded unless and until proper foundation is laid
30006B7A	call 1/23/17 @ 10:17:38 from 973-941-8955/Rosina Angelo to 908-358-9311/JohnAngelo	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i> <i>(JA) FRE 401 relevance</i>	Excluded unless and until proper foundation is laid
30006B8	call 1/31/17 @ 11:56:12 from 908-358-9311/JohnAngelo to (248) 953-2475/Anthony Sereno - Audio	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others]	<i>No objection</i>	

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
		-Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]		
30006B8A	call 1/31/17 @ 11:56:12 from 908-358-9311/JohnAngelo to (248) 953-2475/Anthony Sereno	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>No objection</i>	
30006B9	call 1/31/17 @ 12:53:38 from 908-358-9311/JohnAngelo to (248) 298-8999 Gravity Imaging Christina Paul -Audio	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i>	Excluded unless and until proper foundation is laid
30006B9A	call 1/31/17 @ 12:53:38 from 908-358-9311/JohnAngelo to (248) 298-8999 Gravity Imaging Christina Paul	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i>	Excluded unless and until proper foundation is laid

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
30007	call 3/2/17 @ 11:55:37 from 734-444-5148/ThomasQuartz to 908-358-9311/JohnAngelo	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i> <i>(TQ) FRE 401, 402, 403</i>	Excluded
30007A	call 3/2/17 @ 11:55:37 from 734-444-5148/ThomasQuartz to 908-358-9311/JohnAngelo AUDIO	-Authentication -FRE 901(a), 901(b)(1), (b)(4), (b)(5), (b)(6) [Testimony of Special Agent, Anthony Sereno or others] -Relevance – FRE 401, 402 [Testimony of Anthony Sereno or others]	<i>(CM) FRE 601, 602</i> <i>(TQ) FRE 401, 402, 403</i>	Excluded
30008	4/13/16 email JohnCapella ThomasQuartz DavidKatz	-Authentication - FRE 901(b)(1), (b)(4) [Testimony of John Capella or others] -Relevance – FRE 401, 402 [Testimony of John Capella or others]	<i>(TQ) FRE 401, 402, 403</i>	Excluded
30009	[currently withdrawn from consideration]	[currently withdrawn from consideration]		

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
30010	Excerpt of Wells Fargo NJC Marketing acct6031 deposits May to December 2016 re ThomasQuartz MarkDundon PaulGrove	-Authentication - FRE 803(6)(A)-(C), 902(11), and 902(13) [Certification] -Relevance – FRE 401, 402 [Testimony of Mark Dundon or others]	<i>(JA) FRE 401, 403 objection to page 5</i>	Admissible upon redaction of all entries other than those reflecting: (1) deposits that were allegedly for services provided by John Angelo in connection with the charged conspiracy and/or (2) transfers or payments made (a) to John Angelo, (b) to accounts allegedly controlled by John Angelo,

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
				or (c) for the benefit of John Angelo
30010A	Wells Fargo NJC Marketing acct6031 signature card, statements, deposits, checks _January 2014 to April 2018	-Authentication - FRE 803(6)(A)-(C), 902(11), and 902(13) [Certification] -Relevance – FRE 401, 402 [Testimony of David Katz or others]	<i>(JA) FRE 401, 403</i>	Admissible upon redaction of all entries other than those reflecting: (1) deposits that were allegedly for services provided by John Angelo in connection with the charged conspiracy and/or (2) transfers or payments made (a) to John Angelo, (b) to accounts

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
				allegedly controlled by John Angelo, or (c) for the benefit of John Angelo
30010B	<i>Excerpt of WellsFargo NJC Marketing acct6031 deposits re Varjabedian Attorneys PC</i>	-Authentication - FRE 803(6)(A)-(C), 902(11), and 902(13) [Certification] -Relevance – FRE 401, 402 [Testimony of Tracy Varjabedian or others]	<i>No objection</i>	
30010C	<i>Excerpt of WellsFargo NJC Marketing acct6031 deposits re HSMM</i>	-Authentication - FRE 803(6)(A)-(C), 902(11), and 902(13) [Certification] -Relevance – FRE 401, 402 [Testimony of David Katz or others]	<i>No objection</i>	
30011	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
30012	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
30021	IRS RA Summary Chart A	-Authentication -FRE 1006	<i>(JA) FRE 401, 403</i>	Withdrawn

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		-Relevance FRE 401, 402 [Testimony of IRS RA]		
30021A	IRS RA Summary Chart A _ backup calculations	-Authentication -FRE 1006 -Relevance FRE 401, 402 [Testimony of IRS RA]	<i>(JA) FRE 401, 403</i>	Withdrawn
30022	IRS RA Summary Chart B	-Authentication -FRE 1006 -Relevance FRE 401, 402 [Testimony of IRS RA]	<i>(JA) FRE 401, 403</i>	Withdrawn
30023	IRS RA Summary Chart C	-Authentication -FRE 1006 -Relevance FRE 401, 402 [Testimony of IRS RA]	<i>(JA) FRE 401, 403</i>	Withdrawn
30023A	IRS RA Summary Chart C _ backup calculations	-Authentication -FRE 1006 -Relevance FRE 401, 402 [Testimony of IRS RA]	<i>(JA, BA) FRE 401, 403</i>	Withdrawn
43442	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43460	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43461	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43462	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43464	[currently withdrawn from consideration]	[currently withdrawn from consideration]		

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
43465	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43466	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43467	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43468	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43469	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43470	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43471	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43472	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43477	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43481	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43487	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43488	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43509	[currently withdrawn from consideration]	[currently withdrawn from consideration]		

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
43510	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43511	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43512	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43513	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43514	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43515	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43527	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43528	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43529	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43530	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43531	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43532	[currently withdrawn from consideration]	[currently withdrawn from consideration]		
43533	[currently withdrawn from consideration]	[currently withdrawn from consideration]		

Exhibit No.	Description	Basis of Admissibility and/or Rules Under Which Government Seeks Admission	Basis of Defendant Objection and/or Rules Under Which Objection is/are Made	Ruling by the Court
43536	J&A Consultants Inc. (EIN ...3842) IRPTRN Report 1099 Issued TY2015	-Authentication - FRE 803(6), 902(1), and 902(11) [Certification] -Relevance – FRE 401, 402 [Testimony of KevinYenglin, BryanKearis, MaryLou Miller, or others]	<i>(JA) FRE 401, 403</i>	Excluded
43537	J&A Consultants Inc. (EIN ...3842) IRPTRN Report 1099 Issued TY2016	-Authentication - FRE 803(6), 902(1), and 902(11) [Certification] -Relevance – FRE 401, 402 [Testimony of KevinYenglin, BryanKearis, MaryLou Miller, or others]	<i>(JA) FRE 401, 403</i>	Excluded
43538	J&A Consultants Inc. (EIN ...3842) IRPTRN Report 1099 Issued TY2017	-Authentication - FRE 803(6), 902(1), and 902(11) [Certification] -Relevance – FRE 401, 402 [Testimony of BryanKearis or others]	<i>(JA) FRE 401, 403</i>	Excluded

IT IS SO ORDERED.

s/Matthew F. Leitman
MATTHEW F. LEITMAN
UNITED STATES DISTRICT JUDGE

Dated: June 13, 2023

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on June 13, 2023, by electronic means and/or ordinary mail.

s/Holly A. Ryan
Case Manager
(313) 234-5126